

CLASSIFICATION OFFICE DECISION

Title of publication: 1445638867781.jpg

Other known title(s): Not stated

OFLC ref: 1700367.000

Medium: Computer Image File

Publisher: Not stated

Country of origin: New Zealand

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Unrestricted.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 10 July 2017

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 10 July 2017

Summary of reasons for decision:

The image file depicts a young teenage girl posing for a selfie in her underwear. The resulting image is “sexy” rather than sexual. The girl is not considered to be nude or partially nude, nor is there anything overtly sexual about the image; her pose does not amount to a sexual display. The content of the computer image file does not bring it within the subject matter gateway of s3(1) of the Films, Videos, and Publications Classification Act 1993 under “matters of sex”, or any other matter. Nor does it raise any issues under s3A or s3B. The image file is therefore classified as unrestricted. This classification is consistent with the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.